

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: J.C. Beman et al. Attorney Docket No.: MSFT117256  
Application No.: 09/943,609 Art Unit: 3688 / Confirmation No: 1937  
Filed: August 29, 2001 Examiner: D. Lastra  
Title: SYSTEM AND METHOD FOR ESTIMATING  
AVAILABLE PAYLOAD INVENTORY

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Seattle, Washington 98101  
June 16, 2008

TO THE COMMISSIONER FOR PATENTS:

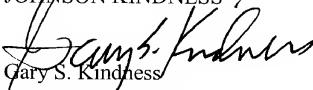
This paper is filed in response to the Notice of Non-Compliant Amendment ("Notice") mailed May 20, 2008, requesting that applicants submit a corrected response containing a listing of the claims showing any amendments. In accordance with Examiner Lastra's suggestion by telephone of June 12, 2008, applicants hereby file this paper in response to the Notice.

Applicants note that the Response filed October 1, 2007, did not make any amendments to the claims (or specification) and only consisted of remarks and arguments supporting the patentability of the pending claims. Since a listing of the claims is not mandatory if no amendments are made when responding to an Office Action, it is respectfully requested that the Examiner withdraw the Notice of Non-Compliant Amendment and examine the application in view of the previously filed response.

If the Examiner has any questions, the Examiner is invited to contact the undersigned at the number provided below.

Respectfully submitted,

CHRISTENSEN O'CONNOR  
JOHNSON KINDNESS<sup>PLLC</sup>

  
Gary S. Kindness  
Registration No. 22,178  
Direct Dial No. 206.695.1702

GSK:aew

LAW OFFICES OF  
CHRISTENSEN O'CONNOR JOHNSON KINDNESS<sup>PLLC</sup>  
1420 Fifth Avenue, Suite 2800  
Seattle, Washington 98100  
206.682.8100